

**U.S. DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION**

ERIC BERNARD (#r-25398), a/k/a TERRELL
KING,

Plaintiff,

v.

ILLINOIS DEPARTMENT OF CORRECTIONS
and WEXFORD HEALTH SOURCES, INC.,

Defendants.

No. 20cv50412

Hon. Iain D. Johnston
Hon. Margaret J. Schneider

ERIC BERNARD (#R-25398), a/k/a TERRELL
KING,

Plaintiff,

v.

ROB JEFFRIES, ANDREA TACK, SONJA
NICKLAUS, JOHN VARGA, ANN GRANGER,
WEXFORD HEALTH SOURCES, INC.,
MONICA CARPENTER, CELIA GROSSMAN,
LACI BARLO, UNKNOWN IDOC OFFICIALS
and UNKNOWN MEDICAL STAFF
DEFENDANTS,

Defendants.

No. 20cv50413

Hon. Iain D. Johnston
Hon. Margaret J. Schneider

JOINT MOTION FOR AN EXTENSION OF THE FACT DISCOVERY DEADLINE

NOW COME the parties, by their respective undersigned counsel, and submit the following joint motion for an extension of time:

1. The parties are engaged in oral depositions at this time. After scheduling conflicts, and a joint agreement whereby the Plaintiff's deposition would be completed first, the parties have completed one deposition of Plaintiff, done by the Wexford-defendants'

counsel, and have jointly stipulated to an additional, limited deposition of Plaintiff by IDOC-defendants' counsel to be conducted on July 29, 2024.

2. The parties have scheduled several pending depositions. Among these scheduled depositions include those of Andrea Tack, John Varga, Sonja Nicklaus, Monica Carpenter, Rob Jeffreys, Mike Tunink, Dr. Mirella Susnjar, Jennifer Hoffman, and Jacob Long. These have been noticed for various dates in July and August.

3. Additional depositions are contemplated, including those of Dr. Merrill Zahtz, Dr. Carlos Fior, Dr. Melissa Young, Dr. Jamie Chess, and Harley Moreland. Counsel for Wexford Defendants has represented that Dr. Merrill Zahtz, Dr. Carlos Fior, and Dr. Melissa Young do not have availability for a deposition until September. Notices are outstanding, however; the parties have discussed and contemplate dates for several of these depositions in the month of September.

4. Counsel for the IDOC and IDOC-defendants is in the process of investigating all relevant video-recorded discovery and related incident reports not yet produced. Counsel are otherwise conferring on the completeness of outstanding written discovery with the IDOC.

5. After joint correspondence, counsel for the parties would request an extension of the fact discovery deadline to October 31, 2024, to complete these planned depositions, conduct any necessary follow-up investigations, and to otherwise confer on, produce, and identify non-oral discoverable materials (including written, photographic, and video production).

6. Counsel are working amicably to narrow discovery requests and resolve outstanding discovery issues in all other respects. This request has been made jointly and would not serve to prejudice the rights of any party or unduly delay proceedings.

Respectfully Submitted,

By: /s/ Maria Makar

One of the attorneys of Plaintiff, ERIC
BERNARD

Maria Makar
Michael Kanovitz
Loevy & Loevy
311 N. Aberdeen St., 3rd Floor
Chicago, IL 60607
makar@loevy.com
mike@loevy.com

By: /s/ Joseph M. Ranvestel

One of the Attorneys for Defendant,
WEXFORD HEALTH SOURCES, INC.,
DR. MIRELLA SUSNJAR, DR. MELISSA
YOUNG, AMI WATSON, LACI BARLOW,
CECILIA GROSSMAN

Matthew H. Weller
Stephen J. Gorski
Joseph M. Ranvestel
CASSIDAY SCHADE LLP
973 Featherstone Rd., Ste. 125
Rockford, IL 61107
Phone: 815-962-8301
Fax: 815-962-8401
mweller@cassiday.com
sgorski@cassiday.com
jranvestel@cassiday.com

By: /s/ Sergio Navarrete

SERGIO NAVARRETE

Assistant Attorney General
Office of the Illinois Attorney General
General Law Bureau
115 S. LaSalle St.
Chicago, IL 60603
(224) 842-0199
sergio.navarrete@ilag.gov
Attorney for Defendants, ILLINOIS
DEPARTMENT OF CORRECTIONS
(IDOC), and IDOC Defendants

CERTIFICATE OF SERVICE

I hereby certify that on July 26, 2024, I electronically filed the foregoing document with the clerk of the court for Northern District of Illinois, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of E-Filing” to the attorneys of record in this case.

/s/ Joseph M. Ranvestel